



REQUEST FORM AND FORMALITIES PRELIMINARY AMENDMENT FOR
FILING A PATENT APPLICATION UNDER 37 C.F.R. 1.53(b)
Submit an original and a duplicate for fee processing



THIS APPLICATION:	09/155,406	PRIOR APPLICATION:		TOTAL NO.
DOCKET NUMBER	FILING DATE	EXAMINER	ART UNIT	OF PAGES
P63074US0	December 2, 1998	Patricia K. Bex	1743	5

Address to:

RULE 53(f) - NO FEE

Commissioner for Patents
P.O. Box 1450
Mail Stop Patent Application
Alexandria, VA 22313-1450

This is a request for filing a ☒ continuation or ☐ divisional application under 37 C.F.R. 1.53(b) of prior application Serial No. 09/155,406 filed on **December 2, 1998**, entitled **AUTOMATIC DIAGNOSTIC APPARATUS** by the following inventor(s).

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☒ additional sheet(s) with inventors information attached

Inventors cont'd.

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- ☐ A Second Preliminary Amendment is enclosed.
- ☐ Cancel claim(s) _____ for purposes of lessening filing fees.

The filing fee is calculated on the basis of the claims existing in the prior application as amended by 1 and/or 2 above.

CLAIMS

Basic Fee		\$375	\$750
Total Claims	- 20 =	x 9 = \$	x 18 = \$
Ind. Claims	- 3 =	x 42 = \$	x 84 = \$
<input type="checkbox"/> Multiple Dependent Claims		<u>+140 = \$</u>	<u>+ 280 = \$</u>
		Total \$	Total \$

3. ☐ The Commissioner is hereby authorized to charge fees under 37 C.F.R. 1.16 and 1.17 which may be required or credit any overpayment to Deposit Account No. 06-1358. A duplicate copy of this sheet is enclosed.
4. ☒ This application is filed under Rule 53(f) and therefore the ☒ Filing Fee ☐ Declaration is not enclosed. All authorization to charge Deposit Account No. 06-1358 for 37 C.F.R. 1.16 fees previously made is revoked.
5. ☐ A check in the amount of \$_____ is enclosed.
6. ☒ Amend the specification by inserting before the first line the sentence:

This is a continuation of application Serial No. 09/155,406 filed December 2, 1998.

☐ which in turn is
7. ☐ A verified statement claiming small entity status under 37 CFR 1.9 and 1.27:

a) ☐ was claimed by way of a declaration filed in prior application Serial No. _____.

b) ☐ is claimed by way of the attached declaration.
8. ☒ Priority of applications
Serial No. 9606728.5, filed on March 29, 1996 in the United Kingdom
Serial No. 9622853.1, filed on November 1, 1996 in the United Kingdom
Serial No. 9705243.5, filed on March 13, 1997 in the United Kingdom
are claimed under 35 U.S.C. 119.

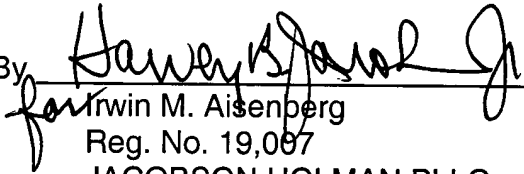

- a) ☒ Certified copy is on file in prior application, Serial No. 09/155,406.
- b) ☐ Certified copy filed herewith.
9. ☒ The prior application is assigned of record to Byk Gulden Italia S.P.A.
10. ☒ The Power of Attorney in the prior application is to at least one of the following:
John Clarke Holman, 22,769; Harvey B. Jacobson, Jr., 20,851; Marvin R. Stern, 20,640; Allen S. Melser, 27,215; Michael R. Slobasky, 26,421; Jonathan L. Scherer, 29,851; Irwin M. Aisenberg, 19,007; William E. Player, 31,409; Yoon S. Ham, 45,307; and Nathaniel A. Humphries, 22,772.
- a) ☒ The power appears in the original papers of the prior application.
- b) ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
11. ☒ Petition to extend the life of the above prior application to at least the date hereof
- NOTE: (One box) ☒ is being concurrently filed in that prior application.
(must be)
(X'd) ☐ was previously filed in that application.
☐ is not necessary.
- If a Petition for Extension of Time is necessary and the Petition and/or the check is not enclosed, this will act as the Petition and applicant herewith petitions the Commissioner to extend the time for response and charge any fees necessary under 37 CFR 1.17 (a)(1)-(5) to Deposit Account No. 06-1358.
12. ☐ New formal drawings are enclosed.
13. ☒ Enclosed is a copy of the Information Disclosure Statement (IDS) and PTO 1449 which was filed in Serial No. 09/155,406, filed December 2, 1998 which is relied on for an earlier filing date under 35 U.S.C. 120.
- a) ☐ More than one IDS was filed in the above Serial No. and copies of each IDS, less the documents, are enclosed.
14. ☒ Enclosed is a copy of the PTO 892 which issued in Serial No. 09/155,406, filed December 2, 1998 which is relied on for an earlier filing date under 35 U.S.C. 120.
- a) ☒ More than one PTO 892 issued in the above Serial No. 09/155,406 and copies of each PTO 892, less the documents, are enclosed.

Address all future correspondence to:

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or
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Enclosed is a copy of the prior application as originally filed, namely Serial No. 09/155,406, filed on December 2, 1998. The entire disclosure of the prior application is hereby incorporated by reference.

Respectfully submitted,

By  for  Irwin M. Aisenberg
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RN 20,851

Signed this 18 day of
August, 2003

☒ [X] Attorney or Agent of record

☐ [] Filed under 37 CFR 1.34(a)